

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Panchayat Raj & Rural Development Department - Allegations of corruption against Sri A.Venkataramana, former Mandal Parishad Development Officer, Peddavaduguru (M) Anantapur District (Retired & expired) – Trapped on 24-11-1993 – Convicted – Withheld entire pensionary benefits permanently – Criminal Appeal filed – Accused Officer expired during the pending the Criminal Appeal – Appeal was allowed and set aside the conviction and sentences recorded against the AO – Sanction of pensionary benefits to Smt. A. Lakshmi Devi W/o Late A. Venkataramana, Mandal Parishad Development Officer (Retired & expired) – Orders – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.III) DEPARTMENT

G.O.Rt.No. 620

Dated:21-4-2011

Read the following:-

1. From the D.G., ACB., Hyd., Lr.No.130/RCT/ATP/93, dt.1-12-1993.
2. From the CPR&RE, Hyd., Procs.No.219/I3/CPR/94, dt.29-1-1994.
3. From the D.G., ACB., Hyd., Lr.No.130/RCT/ATP/93, dt.2-3-1994.
4. G.O.Ms.No.312, PR&RD (E.VII) Deptt., dt.25-5-1994.
5. G.O.Rt.No.410, PR&RD(E.VII) Deptt., dt.19-03-1996.
6. From the D.G., ACB., Hyd., Lr.Rc.No.130/RCT.ATP/93/S.14, dt.24-6-2003.
7. Govt. Memo.No.81/Vig.III/2001-5, dt.28-2-2005.
8. Explanation, dt.nil of Sri A.Venkataramana, former MPDO, Peddavaduguru (M) Anantapur District.
9. G.O.Ms.No.174, PR&RD (Vig.III) Deptt., 1-5-2007.
10. From the D.G., ACB., Hyd., Lr.Rc.No.130/RCT-AT[1993-S14, dt.24-8-2010.
11. From the CPR&RE, Hyd., Lr.No.11105/CPR&RE/E2.Vig/2010, dt.3-10-10 along with the repn. of Smt. A. Lakshmi Devi W/o Late A. Venkataramana.

ORDER:

In the reference 1st read above, Sri A. Venkataramana, Mandal Parishad Development Officer, Peddavaduguru (M), Anantapur district was trapped on 24-11-1993, when he demanded and accepted a bribe of Rs.50/- from the complainant to show official favour.

In the reference 2nd read above, the Accused Officer was placed under suspension by the Commissioner, Panchayat Raj & Rural Employment, A.P., Hyderabad. The individual was retired from service on 28-02-1994 on attaining the age of superannuation, while under suspension.

In the reference 3rd read above, the Director General, Anti Corruption Bureau, Hyderabad has recommended to prosecute the Accused Officer in a court of law.

In the reference 4th read above, Govt. have issued sanction orders to prosecute the Accused Officer in a Court of Law for the offences punishable under P.C. Act, 1988.

In the reference 5th read above, Govt. have sanctioned Provisional Pension to Sri A. Venkataramana, Mandal Parishad Development Officer (Retired), Peddavaduguru(M), Anantapur District.

In the reference 6th read above, the Director General, Anti Corruption Bureau, Hyderabad while enclosing the Judgment, dt.12-06-2003 of the Additional Special Judge for SPE & ACB Cases, Hyderabad has stated that the AO was convicted and sentenced to undergo RI for one year and to pay a fine of Rs.500/- under each count i.e., Sections 7 & 13(1)(d) r/w 13(2) of P.C. Act, 1988 and in default of payment of fine to undergo SI for 2 months. Both the sentences were ordered to run concurrently. The Director General, Anti Corruption Bureau, Hyderabad has therefore requested to dismiss the AO from service. Aggrieved by this, the AO has filed Criminal Appeal No.663/2003 in the High Court of AP.

In the reference 7th read above, Govt. had issued a show cause notice against the Accused Officer, Sri A. Venkataramana, Mandal Parishad Development Officer, (Retired), Peddavaduguru(M), Anantapur District and calling for his explanation as to why the punishment of 100% cut in pension besides gratuity should not be imposed against him for his conviction, since his dismissal from service was not possible by that time he retired from service. He has submitted his explanation denying the charges.

In the reference 9th read above, Govt. after careful examination of the matter have imposed penalty of withholding of 100% pension and gratuity in full permanently against Sri A. Venkataramana, Mandal Parishad Development Officer, (Retired), Peddavaduguru(M), Anantapur District, as he was convicted in a court of law.

In the reference 10th read above, the Director General, Anti Corruption Bureau, Hyderabad while enclosing the Judgment of the Hon'ble High Court in Crl. Appeal No.663/2003, dt.1-4-2010 has informed that the AO, Sri A. Venkataramana, Mandal Parishad Development Officer, (Retired), Peddavaduguru(M), Anantapur District filed Crl Appeal No.663/2003 in the High Court of A.P against his conviction in CC No. 6/1994 in Cr.No.7/ACB-ATP/1993 on the file of Additional Special Judge for SPE & ACB Cases, Hyderabad. The A.O expired during the pending the Criminal Appeal. Legal Representatives filed an application to continue the appeal. As such they brought on record as L.R's of the appellant vide orders in Crl.M.P.No.2968 of 2009 dt.24-02-2010. The Hon'ble High Court has set aside the conviction and sentences recorded against the A.O. Hence, the Bureau is of the opinion that, there are no grounds to prefer 2nd appeal against the orders of the Hon'ble High Court and hence, requested for further orders in the matter.

In the reference 11th read above, the Commissioner, Panchayat Raj & Rural Employment, A.P., Hyderabad while enclosing the representation of Smt. A. Lakshmidevi, W/o late A. Venkataramana, Mandal Parishad Development Officer, (Retired) wherein she has requested to release the pensionary benefits due to her husband, who died on 5-5-2008, requested to issue appropriate orders in the matter.

Govt. after careful examination of the matter hereby direct to release the pensionary benefits to Smt. A.Lakshmi Devi W/o Late A.Venkataramana, Mandal Parishad Development Officer, (Retired).

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The Commissioner, Panchayat Raj & Rural Employment, A.P., Hyderabad shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNER OF ANDHRA PRADESH)

RAJIV SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner, Panchayat Raj & Rural Employment,
A.P., Hyderabad.
Smt. A.Lakshmi Devi W/o Late A.Venkataramana, MPDO (Retired)
through the CPR&RE, Hyderabad.
The Chief Executive Officer, ZP, Anantapur.
The Accounting General, A.P. Hyderabad.
The District Treasury Officer, Anantapur.
The Director General, Anti Corruption Bureau, Hyderabad.
The Secretary to Vigilance Commissioner,
A.P. Vigilance Commission, Hyderabad.
Sf/Sc.

// FORWARDED BY ORDER //

SECTION OFFICER